UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NEW YORK

INCREDIBLE INVESTMENTS LIMITED,

Plaintiff,

v.

FRANK PARLATO, JR., TOURIST SERVICES, LLC, GORDON REGER, LARRY REGER, REMAN, LLC, RH NIAGARA BUILDING, LLC, WHITESTAR DEVELOPMENT CORP., ONE NIAGARA, INC., ONE NIAGARA PLAZA, INC., JOHN DOES 1 THROUGH 10, 09-CV-576 (WSS) (JJM)

Defendants.

RULE 41 STIPULATION FOR DISMISSAL

Plaintiffs and Defendants, by and through their respective undersigned attorneys, jointly notice, move, and stipulate for a dismissal of all remaining claims and/or counterclaims, without prejudice, in the above-styled cause pursuant to Rule 41(a)(1)(ii), Federal Rules of Civil Procedure and all other applicable rules.

DAMON & MOREY LLP

ROSCETTI & DECASTRO, P.C.

By:

William F. Savino, Esq.

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By: _____

Jámes C. Roscetti, Esq.

Attorneys for Defendants Frank Parlato, Jr., Tourist Services, LLC, One Niagara, Inc., and

Óńe Niagara Plaza, Inc.

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U.S.D.J.

DUKE, HOLZMAN, PHOTIADIS & PAUL A. GRENGA & ASSOCIATES **GRESENS LLP** BY: Gregory P. Photiadis, Esq. Paul A. Grenga, Esq. Attorneys for Defendants Gordon Reger, Attorneys for Defendant Larry Reger, Reman, LLC and RH Niagara Whitestar Development Corp. Building, LLC 730 Main Street 350 Main Street Niagara Falls, NY 14301 1800 Main Place Tower 716-282-1200 Buffalo, NY 14202 716-855-1111 **SO ORDERED:**